

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLAE SIDE

Writ Petition No. 4037 of 2007

1. Shri Rajendra Raghunath
Mahajan and another ..Petitioners

vs.

1. Shri Raghunath Ramchandra
Mahajan ...Respondent

Shri Pratap Patil for petitioners.

CORAM: S.C.DHARMADHIKARI J.
4th July, 2007

P.C.

1. Heard Shri Patil appearing for the petitioners. Perused the impugned order which only grants interim maintenance to 68 years old father/original plaintiff from the sons who have prima facie not granted him any benefit of earlier compromise decree. The entire land has been mutated prima facie in the names of the sons and, therefore, the Trial Court has observed that the father/original plaintiff needs to be provided something for his maintenance and medical expenses. The quantum decided at the interlocutory stage also is not unreasonable or arbitrary. In such circumstances, no interference is necessary under Article 227 of the Constitution of India with the impugned order. The petition is summarily dismissed. However, the Trial Court to decide the suit uninfluenced by any observations in the

impugned order and on the basis of material produced so also in accordance with law.

(S.C.DHARMADHIKARI J.)